IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CRIMINAL WRIT PETITION NO.351 OF 2006

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registar's order.	Court's Or Judges Orders

Mr. A.S. Chandurkar, Advocate for the petitioner,

Mr. J.B. Kasat, Advocate for respondent nos.1 and 2,

Mr. D.B. Yengal, APP for respondent no.3/State.

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Coram : K. J. Rohee, J.
Dated : September 07, 2006.

1. Heard the learned counsel for the parties.

2. From the order dated 5/5/2006 it appears that ex-parte order passed against the petitioner was set aside subject to cost of Rs.300/-. The cost was also paid by the petitioner. Thereafter the petitioner contested the proceedings. The trial Court rightly rejected the petitioner's application for calling the explanation of the PSO regarding the service of summons to him. Once the petitioner appeared, order was set aside and he was allowed to take part, there is no point in going back. The petition is misconceived and the same is dismissed in limine.

JUDGE

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